



SEP 30 2004 4:16PM

CYGNUS LEGAL 650-599-3913

NO. 5033 P. 5

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

44659 7590 09/22/2004

CYGNUS, INC.

400 PENOBSCOT DRIVE

REDWOOD CITY, CA 94063

09927773

665.00 DA

300.00 DA

30.00 DA

01 FC:2501  
02 FC:1504  
03 FC:8001

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## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

GARY R. FABIAN (Depositor's name)  
Gary R. Fabian (Signature)  
30 Sept 2004 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/27,773	08/10/2001	Russell O. Potts	0240.02	6897

TITLE OF INVENTION: METHODS AND DEVICES FOR PREDICTION OF HYPOGLYCEMIC EVENTS

10/01/2004 FFANIA3 00000099 09927773

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	MAINTENANCE FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$300	\$965	12/22/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
MORAN, MARJORIE A	1631	702-023000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Barbara G. McClung  
2. Gary R. Fabian  
3.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.111. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

CYGNUS, INC.

(B) RESIDENCE (CITY AND STATE OR COUNTRY)

400 Penobscot Drive  
Redwood City, CA 94063Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee☒ Publication Fee (No small entity discount permitted)☒ Advance Order - # of Copies 10 (TEN)

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 03-4058 (enclose an extra copy of this form).

5. Change in Entry Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Barbara G. McClung

Date

30 September 2004

Typed or printed name

Registration No.

33,113

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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CYGNUS LEGAL 650-599-3913

NO. 5033 P. 1

Atty Dkt No. 0240.02  
USSN 09/927,773  
PATENT

**CYGNUS, INC.**  
400 Penobscot Drive  
Redwood City, CA 94063  
Telephone: (650)599-2527  
Facsimile Number: (650)599-3913

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Mail Stop Issue Fee, Fax Number 703-746-4000.

on September 30, 2004

**The following documents are attached:**

1. Response to Notice of Allowance and Payment of Issue Fee;
2. Notice of Allowance and Fee(s) Due indicating SMALL ENTITY status;
3. Part B Issue Fee Transmittal (Form PTOL-85B);
4. Duplicate of Form PTOL-85B;
5. Amendment After Allowance Under 37 CFR 1.312; and
6. Certificates of Transmission by Facsimile.

Total Number of pages (including this cover sheet): 17 (seventeen)

Gary R Fabian 9/30/04  
Signature

Gary R. Fabian  
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.



SEP. 30. 2004 4:15PM

CYGNUS LEGAL 650-599-3913

NO. 5033 P. 2

Atty Dkt No. 0240.02  
USSN 09/927,773  
PATENT

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)	
I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, United States Patent and Trademark Office, (Fax No. 703-746-4000) on the date indicated.	
Signature <i>Gary R. Fabric</i>	Date of Transmittal <i>30 Sept 2004</i>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In Re Application of: Potts, R. O., et al.	Confirmation No.: 6897
Serial No.: 09/927,773	Art Unit: 1631
Filing Date: 10 August 2001	Examiner: M.A. Moran
Title: METHODS AND DEVICES FOR PREDICTION OF HYPOGLYCEMIC EVENTS	

**RESPONSE TO NOTICE OF ALLOWANCE**  
**AND PAYMENT OF ISSUE FEE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowance dated September 22, 2004, Applicants submit herewith the following documents:

1. Response to Notice of Allowance and Payment of Issue Fee;
2. Notice of Allowance and Fee(s) Due indicating SMALL ENTITY status;
3. Part B Issue Fee Transmittal (Form PTOL-85B);
4. Duplicate of Form PTOL-85B;
5. Amendment After Allowance Under 37 CFR 1.312; and
6. Certificates of Transmission by Facsimile.



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CYGNUS LEGAL 650-599-3913

NO. 5033 P. 3

Atty Dkt No. 0240.02  
USSN 09/927,773  
PATENT

Please charge **Deposit Account No. 03-4058 (our reference 0240.02)** at small entity rates \$1,330.00/2=\$665.00 to cover the issue fee, \$300.00 to cover the publication fee, and \$30.00 for ten (10) copies of the printed patent, for a total of **\$995.00**. The Commissioner is authorized to charge any other fees due in connection with this paper, or credit any overpayment, to Deposit Account No. 03-4058.

Respectfully submitted,  
Cygnus, Inc.

Dated: 30 September 2004

By:

Barbara G. McClung

Barbara G. McClung  
Senior Vice President, General Counsel  
Registration No. 33,113

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